

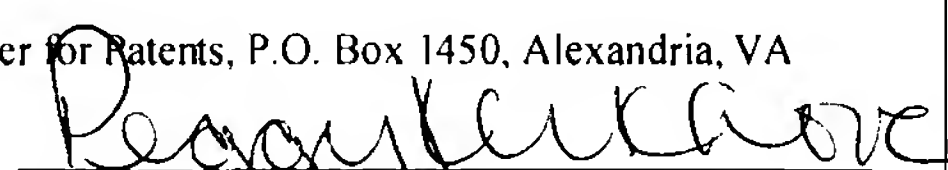
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	FUJIWARA, et al.	Examiner:	J. Dieterle
Serial No.:	10/578988	Group Art Unit:	1795
Filed:	May 11, 2006	Docket:	10873.1765USWO
Title:	METHOD OF MEASURING HEMATOCRIT (HCT), SENSOR USED IN THE METHOD, AND MEASURING DEVICE		

CERTIFICATE OF TRANSMISSION

I hereby certify that this paper is being transmitted by EFS Web to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 3, 2011.

By:

  
Name: Peggy Kerkhove

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form SB08 are brought to the attention of the Examiner. The references were originally cited in a Japanese Office Action mailed October 5, 2010. A copy of the office action is enclosed. JP 5-196596 and JP 5-340915, which are cited in the Japanese Office Action, correspond to EP 0 537 761. EP 0 537 761 was cited in an IDS filed December 22, 2009. JP 8-500190, which is cited in the Japanese Office Action, corresponds to WO 94/29731. WO 94/29731 was cited in an IDS filed May 11, 2006. JP 11-194108, which is cited in the Japanese Office Action, corresponds to EP 0 928 967. EP 0 928 967 was cited in an IDS filed December 22, 2009. JP 2000-065778, which is cited in the Japanese Office Action, corresponds to EP 0 984 069. EP 0 984 069 was cited in an IDS filed December 22, 2009. JP 2001-091512, which is cited in the Japanese Office Action, was cited in an IDS filed May 11, 2006. WO 03/034055, which is cited in the Japanese Office Action, was cited in an IDS filed December 22, 2009. Copies of any foreign patent documents or "Other Documents" are enclosed.

A concise explanation of the relevance of each non-English language document or other information is as follows (37 C.F.R. §(a)(3)):

JP 2003-521708 corresponds to WO 01/57510. WO 2005/040407 corresponds to US 2007/0080073. JP 2004-163411 corresponds to US 2004/0079652. An English abstract has been included for JP 2005-147990. JP 2005-114359 corresponds to US 2005/145490.

In accordance with the provisions of 37 C.F.R. §1.97, this statement is being filed (CHECK ONE):

- ☒ (1) within three (3) months of the Filing Date, before the mailing date of a First Office Action on the merits, or before the mailing date of a First Office Action on the merits after the filing of a request for continued examination under 37 C.F.R. §1.114; or
- ☐ (2) after the period defined in (1) but before the mailing date of a Final Rejection or Notice of Allowance, and
- ☐ the requisite Statement is below, OR
- ☐ the requisite fee of \$180.00 under Rule 1.17(p) is included herein, or
- ☐ (3) after the mailing date of a Final Rejection or Notice of Allowance but on or before the payment of the Issue Fee, AND the requisite Statement is below AND the requisite fee of \$180.00 under Rule 1.17(p) is included herein.

### STATEMENT

Applicants hereby state that:

- ☒ Each item of information contained in the Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart application or by the USPTO in a related application not more than three months prior to the filing date of the Information Disclosure Statement

- ☐ If this box is checked, Applicant provides the following:

#### **Certification Under 37 C.F.R. §1.704(d)**

In accordance with 37 C.F.R. §1.704(d), the undersigned hereby certifies that each item listed on the enclosed Form SB08 was first cited in a communication from a foreign patent office in a counterpart application, and that this communication was not received by any individual designated in 37 C.F.R. §1.56(c) more than thirty (30) days prior to the filing of this Information Disclosure Statement.

- ☒ The Examiner is hereby advised of the following co-pending U.S. applications. A copy of each U.S. patent application publication (if published) or application (if not published) is enclosed.

<u>Publication No.</u>	<u>Publication Date</u>	<u>Application No.</u>	<u>Filing Date</u>	<u>Group</u>
2010-0270177	October 28, 2010	12/829077	July 1, 2010	1795

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form SB08, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

**FEE AUTHORIZATION**

Please charge any required fee or credit overpayment to Deposit Account No. 50-3478.

Respectfully submitted,

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Dated: January 3, 2010

By: 

Douglas P. Mueller  
Reg. No. 30,300

DPM/pjk

**53148**

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